# Court of Appeal of the State of California

IN AND FOR THE

# Fifth Appellate District

## F043912 Takahashi v. Law Office of Brian K. Ross F044464 Takahashi v. Law Office of Brian K. Ross

The judgment is reversed. Appellant is awarded costs on appeal. Vartabedian, Acting P.J.

We concur: Harris, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

## F044890 People v. McCray

Counsel having failed to request oral argument in the aboveentitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

### F044890 People v. McCray

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

#### F045084 People v. Pfeiffer

The judgment is affirmed. Ardaiz, P.J.

We concur: Dibiaso, J.; Buckley, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

#### F044068 Leavitt et al. v. Castle & Cooke California, Inc. et al.

The submission on August 9, 2004, of the above cause for decision is vacated to permit the review of recently filed authority. The cause is resubmitted for decision this date. (Cal. Rules of Court, rule 23(e)(1).)

# Court of Appeal of the State of California

IN AND FOR THE

# Fifth Appellate District

## F044068 Leavitt et al. v. Castle & Cooke California, Inc. et al.

The judgment is reversed and the matter is remanded to the superior court with directions to vacate its order granting the motion to dismiss and to enter an order denying that motion. Plaintiff's shall recover costs on appeal from County of Madera and real parties in interest. Dawson, J.

We concur: Dibiaso, Acting P.J.; Buckley, J.

[CERTIFIED FOR PARTIAL PUBLICATION]